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JAN 13 2011

JEANNE HICKS, Clerk

Deputy

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**IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI**

DIVISION PRO TEM B

HON. WARREN R. DARROW

By: Diane Troxell, Judicial Assistant

CASE NUMBER: V1300CR201080049

Date: January 13, 2011

TITLE:

COUNSEL:

STATE OF ARIZONA

Sheila Sullivan Polk
Yavapai County Attorney
Bill Hughes, Esq.
Steven Sisneros, Esq.
Deputy Yavapai County Attorneys

(Plaintiff)

(For Plaintiff)

vs.

JAMES ARTHUR RAY

Thomas K. Kelly, Esq.
425 E. Gurley
Prescott, AZ 86301

Luis Li, Esq.
Brad Brian, Esq.
Truc Do, Attorney at Law
Miriam L. Seifter
Attorney at Law
MUNGER TOLLES & OLSON LLP
355 S. Grand Avenue, 35th Fl.
Los Angeles, CA 90071

(Defendant)

(For Defendant)

NOTICE OF FILING QUESTIONNAIRE FOR POTENTIAL JURORS

The Court hereby enters of record the attached juror questionnaire submitted to prospective jurors in this matter.

Juror # _____

State of Arizona vs. James Arthur Ray
V1300CR201080049

QUESTIONNAIRE FOR POTENTIAL JURORS

The information on this first page is confidential and will be kept only by the Jury Commissioner to advise you whether and when you will be required to return for further participation in the jury selection process.

Please print or write legibly.

Name _____

Juror Badge Number _____

Daytime Contact or Message Phone Number _____

E-mail Contact Address _____

Juror # _____

State of Arizona vs. James Arthur Ray
V1300CR201080049

Juror Name _____

You must read these instructions before reading the questions that start on page 4.

You are a potential juror in this case. You are sworn to give true and complete answers to all questions. You are not to discuss with anyone anything about the case, jury selection or this questionnaire. Your answers will be reviewed only by the judge and the lawyers in this case.

We need your help so that we can select a fair and impartial jury in this case. Only the judge and lawyers will know your name. Do not assume anything from these questions. The fact they are being asked does not necessarily have anything to do with the evidence that you will hear.

As you answer the questions that follow, please keep in mind that there are no "right" or "wrong" answers, only complete and incomplete answers.

After you have filled out the Questionnaire completely, please return it in the postage-paid envelope that has been enclosed for your convenience POSTMARKED NO LATER THAN JANUARY 25, 2011. Unless you are otherwise contacted by the Court at the phone number or email address you have provided, **YOU MUST APPEAR FOR JURY DUTY ON FEBRUARY 16 OR FEBRUARY 17, 2011, AT 8:30 A.M., AS INSTRUCTED ON THE ENCLOSED SUMMONS FOR JURY DUTY.**

Thank you for your cooperation.

IT IS HEREBY ORDERED by the Court that you not discuss anything about this case with anyone: not the lawyers, your fellow jurors, your friends, or anyone else, including your spouse and your family. If anyone approaches you and attempts to learn about any aspect of the case or this questionnaire, including the questions, your answers, and the case summary, you may not answer their inquiries. If they persist, you should report this to the Court or to the Jury Commissioner. All answers to these questions must be your own answers. Failure to abide by this Order can

result in sanctions to you. You are to consider that you are sworn to give true and complete answers to all questions in this questionnaire.

The purpose of this questionnaire is not to ask unnecessarily about personal matters, but to determine if there is anything about jury duty in general, the general nature of this case, personal hardship or media exposure that might cause you to be less than a 100% fair and impartial juror in considering this criminal case. There are no "right" or "wrong" answers; there are only truthful answers. It is essential that your answers are not influenced by the opinions of others.

It is important that you respond to every question. If no response is given and questions are left blank, further questioning by the Court and/or the attorneys will be necessary. If you cannot answer a question because you do not understand it, write "Do not understand" in the space after the question. If you cannot answer a question because you do not know the answer, write "Do not know" in the space after the question. If you need extra space to answer any question, please use the extra blank sheets of paper included at the end of the questionnaire. Be sure to include the question number with the remainder of your answer.

Your name and address will be treated as confidential. Your original questionnaires will become part of the official court record and all copies will be returned to the court and destroyed. The questionnaires will be photo copied so that the parties participating in the jury selection process will have a copy. Do not write on the back of the pages of the questionnaire.

ADMONITION

Jurors in a trial must determine the facts of the case only from the evidence presented in the courtroom. Arizona law prohibits a juror from receiving evidence that is not properly admitted at trial. You are prohibited from conducting any research or investigation regarding this case from this moment forward until you are formally notified by the Court that you have been released from jury duty in this matter. The prohibition on discussing the case with anyone else and/or doing any investigation or research includes using e-mail, Facebook, MySpace, Twitter, instant messaging, Blackberry messaging, I-phone, I-touches, Google, Yahoo, or any internet search engine, or any other form of electronic communication for any

purpose relating to this case. This includes, but is not limited to, blogging about the case or your experiences as a juror in this case, discussing the evidence, the lawyers, the parties, the Court, your deliberations, your reactions to the testimony or exhibits or any aspect of the case or your courtroom experiences with anyone until the trial has ended and you have been discharged as jurors. Until then, you may only tell people that you are on a jury and the estimated schedule for the trial, but do not tell them anything else except to say that you cannot talk about the trial until it is over.

Again, it is very important that your answers be your own individual answers.

This trial is expected to take several months. It should start on February 16, 2011, and the end of the case will depend on circumstances that cannot always be anticipated. The Court and parties expect that jurors may be required to serve for four months. The jury will hear evidence Tuesday through Friday from 9 a.m. to 5 p.m. There will be breaks during the day, including a lunch break of about an hour. Due to the length of the trial, reasonable efforts will be made to accommodate the special needs of individual jurors.

JURY DUTY IN GENERAL

Is there anything about the nature of jury duty in general that would make it difficult for you to serve as a fair and impartial juror.

Yes ☐ No ☐

If yes, please explain your answer.

CASE SUMMARY

On October 8, 2009, after participating in a sweat lodge ceremony at the Angel Valley Resort in Yavapai County, three people died and others became seriously ill. The Yavapai County Sheriff's Office was called to the scene and opened an investigation into the incidents. James Arthur Ray was subsequently indicted on three counts of manslaughter for the deaths

of victims Kirby Brown, James Shore and Lizbeth Neuman. Mr. Ray has pled not guilty to these charges.

Is there anything about the nature of this case or what you believe you know about the people or events surrounding this case that could interfere with your ability to be a fair and impartial juror?

Yes ☐ No ☐

If "yes," please explain.

SUBSTANTIAL AND UNACCEPTABLE PERSONAL HARDSHIP

In the State of Arizona, jury service is essential to the administration of justice. Accordingly, inconvenience will not be sufficient to excuse a prospective juror. To be excused, a juror must show substantial personal hardship.

1. Would service as a juror in this case create substantial and unacceptable personal, financial, or professional hardship for you?

Yes ☐ No ☐

Please explain your answer:

2. Do you have any physical difficulty or health problem, including hearing or visual impairment that might interfere with your service as a juror in this case?

Yes ☐ No ☐

Please explain your condition:

3. Do you have any pre-paid travel plans that cannot be rescheduled that would make it impossible for you to attend court as scheduled?

Yes ☐ No ☐

If yes, please describe:

4. Does your employer pay you for time missed during jury service?

Yes ☐ No ☐ Unsure ☐ *

**If you are unsure, please find out before you report to court for jury selection questioning.*

5. Are you an hourly wage earner?

Yes ☐ No ☐

6. Are you responsible for the care of a child under the age of 5?

Yes ☐ No ☐

What arrangements do you have now for child care?

7. Do you have the responsibility of caring for an aged or infirm person?

Yes ☐ No ☐

Please explain:

8. Do you have any personal or professional obligations that you feel would interfere with your ability to be a juror in this case?

Yes ☐ No ☐

If yes, please describe:

9. If you are chosen to serve on this jury how far will you travel round trip to be in court daily and sit as a juror?

9A. Do you have access to reliable transportation?

MEDIA EXPOSURE

10. Have you read, heard, or seen anything in the media, including television, radio, newspapers, internet or any other media source about this case and/or James Ray?

Yes ☐ No ☐

Please explain.

10A. If you have been exposed to media coverage of this case, would any of this information interfere with your ability to be a fair and impartial juror?

Yes ☐ No ☐

Please explain:

I hereby declare under penalty of perjury that the foregoing is true and correct.

Date

Signature